

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION**

**BILLY RAY SPENCER,**

**Plaintiff**

**v.**

**JO ANNE BARNHART, Commissioner of  
Social Security,**

**Defendant**

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**5:04-CV-361 (WDO)**

**ORDER**

Having carefully considered the Magistrate Judge's Report and Recommendation, and there being no objection thereto, the Recommendation is ADOPTED and made the order of the Court. This Social Security appeal is DISMISSED FOR FAILURE TO PROSECUTE.

**SO ORDERED this 15<sup>th</sup> day of March 2006.**

**S/ WILBUR D. OWENS, JR.  
UNITED STATES DISTRICT JUDGE**